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Attorneys for Defendants
UBER TECHNOLOGIES, INC.
and OTTOMOTTO LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.,
OTTOMOTTO LLC; OTTO TRUCKING LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
DEFENDANTS UBER
TECHNOLOGIES, INC. AND
OTTOMOTTO LLC'S
ADMINISTRATIVE MOTION TO
FILE UNDER SEAL THEIR LETTER
BRIEF FOR TELEPHONIC HEARING**

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
3 declaration based upon matters within my own personal knowledge and if called as a witness,
4 I could and would competently testify to the matters set forth herein. I make this declaration in
5 support of Defendants' Administrative Motion to File Under Seal Their Letter Brief for
6 Telephonic Hearing ("Letter").

7 2. I have reviewed the following documents and confirmed that only the portions
8 identified below merit sealing:

| Document | Portions to Be Filed Under Seal | Designating Party |
|--|---------------------------------|--|
| Letter Brief for Telephonic Hearing ("Letter") | Highlighted Portions | Defendants (Blue) Plaintiff (Green) |
| Exhibits 1 and 2 | Entirety | Plaintiff |

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14 3. The blue-highlighted portions of the Letter discuss confidential information
15 relating to certain confidential proceedings between Uber and certain former employees, which
16 should be maintained as confidential subject to an agreement between parties to those
17 proceedings.

18 4. The blue-highlighted portions of the Letter discuss confidential information
19 relating to technology measures considered for application within Uber. This information is
20 maintained as confidential. Disclosure of this sensitive information could reveal Uber's strategy
21 and technology capabilities.

22 5. The green-highlighted portions of the Letter and Exhibits 1 and 2 contains
23 information that has been designated "Highly Confidential – Attorneys' Eyes Only" or
24 "Confidential" by Waymo in accordance with the Patent Local Rule 2-2 Interim Model Protective
25 Order ("Protective Order"), which the parties have agreed governs this case (Transcript of
26 3/16/2017 Hearing, page 6). Defendants file this material under seal in accordance with
27 Paragraph 14.4 of the Protective Order.
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6. Defendants' request to seal is narrowly tailored to the portions of their Letter Brief that merits sealing.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 12th day of December, 2017 at Washington, District of Columbia

/s/ Michelle Yang

Michelle Yang

ATTESTATION OF E-FILED SIGNATURE

I, Arturo J. Gonzalez, am the ECF User whose ID and password are being used to file this Declaration. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Michelle Yang has concurred in this filing.

Dated: December 12, 2017

/s/ Arturo J. Gonzalez

ARTURO J. GONZALEZ